

United States Bankruptcy Court
District of Oregon

Szanto,
Plaintiff

Szanto,
Defendant

Adv. Proc. No. 16-03114-pcm

CERTIFICATE OF NOTICE

District/off: 0979-3

User: Admin.
Form ID: pdf018

Page 1 of 1
Total Noticed: 2

Date Rcvd: Apr 14, 2017

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Apr 16, 2017.
pla +Peter Szanto, POB 4614, Portland, OR 97208-4614

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
ust +E-mail/Text: ustpreion18.pl.ecf@usdoj.gov Apr 14 2017 23:58:23 US Trustee, Portland,
620 SW Main St #213, Portland, OR 97205-3026

TOTAL: 1

***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****
cd* +Peter Szanto, POB 4614, Portland, OR 97208-4614

TOTALS: 0, * 1, ## 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Apr 16, 2017

Signature: /s/Joseph Speetjens


CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on April 14, 2017 at the address(es) listed below:
NONE.

TOTAL: 0

Below is an Order of the Court.

The Court has considered the objection of plaintiff to the form of the order set forth below as evidenced by the email attached to Docket No. 79, and the Court having considered the objection, it is **HEREBY OVERRULED**.


PETER C. MCKITTRICK
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re:	Case No. 16-33185-pcm11
PETER SZANTO,	Adv. Proc. No. 16-03114-PCM
Debtor.	ORDER REGARDING PLAINTIFF'S MOTION TO DISMISS OR ALTERNATIVELY, MOTION TO STRIKE-OUT DEFENDANTS' COUNTERCLAIMS
PETER SZANTO,	
Plaintiffs,	
v.	
EVYE SZANTO, VICTOR SZANTO, NICOLE SZANTO, KIMBERLEY SZANTO, MARIETTE SZANTO, ANTHONY SZANTO, AUSTIN BELL, JOHN BARLOW, and BARBARA SZANTO ALEXANDER,	
Defendants.	

THIS MATTER came before the Court on Plaintiff's Motion to Dismiss or Alternatively, Motion to Strike-out Defendants' Counterclaims [Docket #71] ("Plaintiff's Motion to Dismiss").

Plaintiff Peter Szanto ("Plaintiff") appeared *in pro per*, and Defendants Evye Szanto, Victor Szanto, Nicole Szanto, Kimberley Szanto, Mariette Szanto, Anthony Szanto, Austin Bell, John Barlow and Barbara Szanto Alexander ("Defendants") appeared by and through their attorney Nicholas J. Henderson of Motschenbacher & Blattner LLP.

The Court having reviewed the pleadings, having heard the arguments of the parties, and being otherwise duly advised in the premises as follows; now, therefore,

IT IS HEREBY ORDERED as follows:

1. Plaintiff's Motion to Dismiss is GRANTED IN PART and DENIED IN PART;
2. Plaintiff's Motion to Dismiss is GRANTED with respect to Defendants' First Counterclaim for Attorney Fees; Defendants' First Counterclaim is dismissed without prejudice.
3. Plaintiff's Motion to Dismiss is DENIED with respect to Defendants' Second and Third Counterclaims.
4. Plaintiff's deadline to reply to Defendants' Counterclaims is May 1, 2017.

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I certify that I have complied with the requirements of LBR 9021-1(a)(2)(A).

Order Presented by:
MOTSCHENBACHER & BLATTNER, LLP
/s/ Nicholas J. Henderson
Nicholas J. Henderson, OSB #074027
Telephone: 503-417-0500
E-mail: nhenderson@portlaw.com
Attorney for Defendants

PARTIES TO SERVE

ECF-registered parties, and the following party requiring notice by US Mail:

Peter Szanto
PO Box 4614
Portland, OR 97208